

JAN 18 2006

FOCUS ON PATENTS, INC.
4116 E. LATOKA
SPRINGFIELD, MISSOURI 65809
417-887-3731
Fax: 417-887-8441

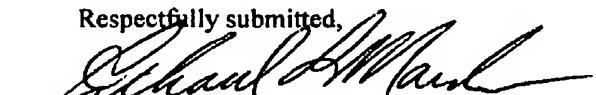
TO: USPTO-Group Art Unit 3634
01/18/2006
ATTN: Examiner Gregory J. Strimbu
FAX # (571) 273-8300

Serial # 10/671,108 **Filed 09/23/2003**
Applicant: Jason E. Gayer **Docket 20317**

MESSAGE: Dear Examiner Strimbu:

Applicant submits herewith a corrected Amendment A for Election of Species with proper claim identifiers for all claims and without text in the canceled claims in accordance with 37CFR1.121. No formal drawings, fees or formal signatures are required and Applicant believes that this facsimile transmission is in compliance with the requirements set forth in 37CFR1.6 and 1.8 and as recorded on PTO/SB/21 Transmittal Form. Applicant respectfully requests allowance of the claims remaining in this application.

Respectfully submitted,


Richard L. Marsh, 31,637
Agent of Record

pages including this cover: 7

FROM: Richard L. Marsh
FAX # (417) 887-8441

If you have trouble receiving this fax or all the pages are not received or legible, please report the trouble to Rich Marsh at (417) 887-8441.

JAN 18 2006

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

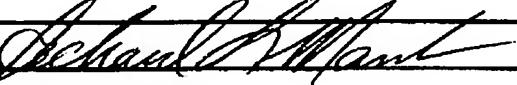
TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

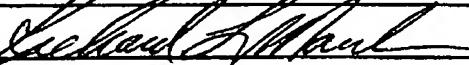
Application Number	10/671,108
Filing Date	09/25/2003
First Named Inventor	Jason E. Gayer
Art Unit	3634
Examiner Name	Gregory J. Strimbu
Attorney Docket Number	20317

7

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input checked="" type="checkbox"/> Fax Head
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name  Signature Printed name RICHARD L. MARSH Date 18 JANUARY 2006 Reg. No. 31,637		

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	RICHARD L. MARSH	Date	18 JANUARY 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

JAN 18 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Jason E. Gayer : Group Art Unit # 3634
Serial No. 10/671,108 : Examiner: Gregory J. Strimbu
Filed: September 25, 2003 : Date: January 18, 2006
:
For: MANWAY LIFT DEVICE, ADJUSTABLE :
BIASING ASSEMBLY THEREFOR AND :
METHODS OF MAKING THE SAME :
:

The Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

Responsive to the notice of non-compliant amendment of 12 January 2006, kindly amend the above identified application as follows:

IN THE DESCRIPTION:

Please remove strikeout text from canceled claims 19 and 20 and further remove the strikeout from the canceled claim numbers and the word "canceled" therefollowing. Applicant elects Group I: Claims 1-18 for prosecution in this application. Applicant hereby cancels claims 19 - 20 without prejudice to Applicant's rights to file divisional applications on non-elected Group II.

FEES:

Applicant has elected Group I: claims 1-18 for examination in this application and canceled Group II: claims 19 - 20. It is believed by Applicant that no additional fees are required, however, Applicant respectfully requests prompt notification in case missing fees are required in order correct such deficiency in a timely manner so that this amendment will be fully responsive on the effective date thereof.

Gayer, Docket 20317

1

21 January 2006